

Minutes
County Council Public Hearing
Monday, July 19, 2010 - 7:30 p.m.
Board Room, Board of Education, 10910 Rt. 108, Ellicott City, MD

Council Members Present: Courtney Watson, Mary Kay Sigaty, Calvin Ball, Greg Fox (arrived at 9:20 pm), and Jen Terrasa.

Staff Present: Steve LeGendre, Meredith Beach, Theo Wimberly, and Diana Coll,

I. Public Hearing

The Pledge of Allegiance was led by Council Member Calvin Ball.

II. Approve Minutes – Council Monthly Meeting - July 12, 2010

Courtney Watson moved to approve Monthly Meeting - July 12, 2010 , seconded by Mary Kay Sigaty.

The motion unanimously carried by the following roll call vote:

AYES: Mary Kay Sigaty, Calvin Ball, Greg Fox, and Jen Terrasa.

NAYS: None.

ABSTAIN: Courtney Watson.

III. The following legislation was introduced by the Chairperson at the request of the County Executive unless otherwise noted:

A. Appointments

- 1) Council Resolution No. 93-2010 - Confirming the appointment of Deborah Chapman to the Board of Directors of the Howard County Mental Health Authority
 - a) Deborah Chapman called to speak
11064 Scotts Landing Road, Laurel, MD 20723
- 2) Council Resolution No. 94-2010 - Confirming the appointment of Naureen Elahi to the Environmental Sustainability Board
 - a) Naureen Elahi called to speak
12331 Wake Forest Road, Clarksville, MD 21029
- 3) Council Resolution No. 95-2010 - Confirming the appointment of Joanne Kiebler to the Recreation & Parks Board.

- b) Joanne Kiebler out of town
- 4) Council Resolution No. 96-2010 - Confirming the appointment of Bruce Rothschild to the Board of Library Trustees
 - a) Bruce Rothschild called to speak
4522 Mustering Drum
Ellicott City, MD 21042

B. Financial

- 1) Supplemental Budget & Appropriation Ordinance No. 1-Fiscal Year 2011 - Transferring \$10,006 from the Grants Fund, Contingency Reserve to the Sheriff's Office for a grant from the Governor's Office of Crime Control and Prevention
 - a) Deputy Sheriff Brian Baer called to speak on behalf of Sheriff Fitzgerald
- 2) Council Bill No. 39-2010 - Approving and providing for a multi-year Installment Purchase Agreement by Howard County, Maryland to acquire development rights in approximately 107 acres of agricultural land located at 15790 Old Frederick Road, Woodbine, Maryland, from Mario F. Mannarelli, Sr., Serafina Mannarelli, Mario F. Mannarelli, Jr. and Raymond Mannarelli or any other owner thereof for a maximum purchase price of \$3,044,000 or, if less, \$28,440 per acre or portion thereof, rounded to the next highest \$1,000, plus interest on the deferred portion of such purchase price; providing that the County's obligation to pay such deferred portion of the purchase price and interest thereon shall be a full faith and credit general obligation of the County; providing for the levying of taxes for such payments; authorizing the County Executive to modify such Agreement; and providing for and determining various matters in connection therewith
 - a) Joy Levy called to speak for Planning and Zoning
 - b) Alison Carney called to speak for League of Women Voters
3933 Foxhill Drive, Ellicott City, MD 21042

C. General

- 1) Council Bill No. 44-2010 - Pursuant to Section 612 of the Howard County Charter, approving a 40-year ground lease of approximately

13.88 acres of park land located at 6500 Mansion Lane, Elkridge, Howard County, Maryland by and between Howard County, Maryland and Howard County Tennis Patrons, Inc. under the terms of which the County agrees to reinvest certain rent; authorizing the County Executive to execute and deliver the lease on behalf of the County, and generally relating to the approval, authorization, execution, and delivery of a multi-year lease of certain premises owned by Howard County to the Howard County Tennis Patrons, Inc.

- a) John Byrd called to speak for Recreation and Parks
- b) Art Tollick called to speak for Howard County Tennis Patrons, Inc.
7634 Moon Portrait Way, Columbia, MD 21046
- c) Lynn Coddington called to speak for United States Tennis Association for Maryland
10015 Old Columbia Road, Columbia MD 21044
- d) Lee Wildemann called to speak for Howard County Chamber of Commerce
8058 Brightwood Court, Ellicott City, MD 21043
- e) James Bartlett called to speak for Troy Hill Park and Tennis Center
5320 Thunderhill Road, Columbia, MD 21045
- f) Alison Carney called to speak for League of Women Voters
3933 Foxhill Drive, Ellicott City, MD
- g) Howard Johnson called to speak for Greater Elkridge Community Association
6241 Latchlift Court, Elkridge, MD
- h) Grace Kubofcik called to speak
4801 Carman Drive, Ellicott City, MD 21043
- i) Dave Grabowski called to speak for Elkridge Adult Athletic Association
6379 Euclid Avenue, Elkridge, MD 21075
- j) Dick Story called to speak for Howard County Economic Development Authority
6751 Columbia Gateway Drive, Columbia, MD 21046
- k) Shantha Chandra called to speak

6504 Great Drum Circle, Columbia, MD 21044

- 2) Council Bill No. 41-2010 (ZRA-129) - Introduced by Calvin Ball, Councilmember - Amending the Howard County Zoning Regulations to establish new definitions for "Small Wind Energy Systems, Building Mounted" and "Small Wind Energy Systems, Freestanding Tower"; to permit Small Wind Energy Systems in certain zoning districts, under certain conditions; and generally relating to Small Wind Energy Systems
 - a) Ruth Keeting-White called to speak
8945 Footed Ridge, Columbia, MD 21045
 - b) Kevin O'Keeffe called to speak for Independent Electrical Contractors Chesapeake
320 N. Charles Street, Baltimore, MD 21201
 - c) Theodore Mariani called to speak for Concerned Citizens of Western Howard County
16449 Ed Warfield Road, Woodbine, MD 21797
 - d) David Huber called to speak
7494 Sea Change, Columbia, MD 21045
 - e) Carole McCann called to speak
3710 Daisy Road, Woodbine, MD 21797
 - f) Alice Giles called to speak for League of Women Voters
8760 Teresa Lane, Laurel, MD 20723
 - g) Robin Horton called to speak
2735 Daisy Road, Woodbine, MD 21797
 - h) Kenneth Clark called to speak for Sierra Club
9515 Red Rain Path, Columbia, MD 21064
 - i) Roger Calvin called to speak
5215 Fawn Avenue, Ellicott City, MD
 - j) Cathy Hudson called to speak for Howard County Citizens Association
6816 Old Lawyers Hill Road, Elkridge, MD 21075
- 3) Council Bill No. 42-2010 - Amending the Howard County Retirement Plan to include employees of the Howard Soil Conservation District; making certain technical corrections; and generally relating to the

Howard County Retirement Plan

- a) Todd Allen called to speak for Human Resources, Administration
- 4) Council Bill No. 43-2010 - Providing that an eligibility list for vacant positions shall remain in effect for a year; providing for certain extensions under certain conditions; clarifying the duration of certain applications; clarifying the requirement for physical examinations; making certain technical corrections; and generally related to Human Resource provisions in the Howard County Code
 - a) Todd Allen called to speak for Human Resources, Administration
- 5) Council Bill No. 45-2010 - Pursuant to Section 612 of the Howard County Charter, approving certain agreements for the design, permitting, construction, operation and maintenance of a certain solar photovoltaic system at the New Cut Road Landfill to provide energy to Worthington Elementary School, a management payment and possible reimbursement payment for energy from SunEdison Origination3, LLC.
 - a) Jim Irvin called to speak for Public Works, Administration
 - b) Alison Carney called to speak for League of Women Voters
3933 Foxhill Drive, Ellicott City, MD 21042
- 6) Council Resolution No. 100-2010 - Designating the Department of Police as the "primary law enforcement unit" for Howard County for the purpose of receiving records in accordance with Section 17.1011(b) of the Business Regulations Article of the Annotated Code of Maryland
 - a) Chief of Police William McMahon called to speak
- 7) Council Resolution No. 99-2010 - Pursuant to Section 16.301 of the Howard County Code granting a variance from the front, rear, and side building restriction lines at the new Savage Fire Station located at 8521 Corridor Road in Savage
 - a) Jim Irvin called to speak for Public Works
- 8) Council Resolution No. 103-2010 - Approving and authorizing the execution of a Development Rights and Responsibilities Agreement by and between Camilla Carroll and Philip D. Carroll and Howard County, Maryland in accordance Title 16, Subtitle 17 of the Howard County Code

- a) Marsha McLaughlin called to speak for Planning and Zoning
 - b) Mark Thompson called to speak for Howard County Chamber of Commerce
4250 Blue Barrow Ride, Ellicott City, MD
 - c) Kim MacLean called to speak for Terra Maria Homeowners Association
3141 Pine Orchard Lane, Ellicott City, MD
 - d) Cathy Hudson called to speak for Howard County Citizens Association
6816 Old Lawyers Hill Road, ElkrIDGE, MD 21075
 - e) Harry Carnes called to speak for Chateau Ridge Homeowners Association
10222 Feaga Farm Court, Ellicott City, MD
 - f) Christina Delmont-Small called to speak
10206 Maxine Street, Ellicott City, MD 21042
 - g) Mary Catherine Cochran called to speak for Preservation Howard County
10269 Tuscany Road, Ellicott City, MD
 - h) Ann H. Jones called to speak for Howard County Conservancy
2921 Greenway Drive, Ellicott City, MD
 - i) Diane Butler called to speak for St. John Community Association
4056 St. Johns Lane, Ellicott City, MD
 - j) Jason Cook called to speak
11074 Frederick Road, Ellicott City, MD
- 9) Council Bill No. 40-2010 (ZRA-126) - Introduced by Chair at the request of Kimberly Harbin Taylor and Michael Taylor - Amending the Howard County Zoning Regulations to allow Farmer's Markets and Produce Stands in the R-20 Zoning District as a conditional use, under certain conditions; and generally relating to Farmer's Markets and Produce Stands
- a) Veronica Clark called to speak
2240 Ballard Road, Ellicott City, MD 21042
 - b) Brad Ely called to speak

2256 Ballad Way, Ellicott City, MD

- c) Terri Kent called to speak
2060 St. Johns Lane, Ellicott City, MD 21042
- d) Beth Kelly called to speak
9812 Caitlins Court, Ellicott City, MD
- e) Brendon Fallon called to speak
10159 Hobsons Choice Lane, Ellicott City, MD 21042
- f) James Byron called to speak
6701 Aspern Drive, Elkridge, MD
- g) Michael West called to speak
124 S. Madera Street, Baltimore, MD
- h) Bruce Fawcett called to speak
5225 Evenstar Place, Columbia, MD
- i) Greg Freed called to speak
8604 Andrew Ellicott Court, Ellicott City, MD 21043
- j) Rhoda Fawcett called to speak
5225 Even Star Place, Columbia , MD
- k) Thomas Meachum called to speak as Counsel for Harbin Family
10715 Charter Drive, Suite #200, Columbia, MD 21044
- l) Kim Taylor called to speak as Petitioner
10233 Green Clover Drive, Ellicott City, MD
- m) Michael Taylor called to speak as Petitioner
10233 Green Clover Drive, Ellicott City, MD 21042
- n) Karen Busher called to speak
Ellicott City, MD
- o) Michael Fallon called to speak

Meeting Paused for short Recess

Meeting Called back in Order

- 10) Council Bill No. 46-2010 (ZRA-130) - Introduced by Chairperson at the request of Marsha S. McLaughlin, Director of Planning and Zoning -

Allowing Farm Wineries - Class 1 as a permitted accessory use in the RC (Rural Conservation) and the RR (Rural Residential) Zoning Districts under certain conditions; allowing Farm Wineries - Class 1 and Class 2 as a conditional use on Preservation Parcels or as permitted conditional use categories in the RC (Rural Conservation) Zoning District under certain conditions; allowing Farm Wineries - Class 2 as a conditional use on Preservation Parcels or as permitted conditional use categories in the RR (Rural Residential) Zoning District under certain conditions; defining certain terms; establishing certain criteria related to Farm Wineries Class 1 and Class 2; and generally relating to the Howard County Zoning Regulations

- a) Marsha McLaughlin called to speak for Planning and Zoning
- b) Alison Carney called to speak for League of Women Voters
- c) Theodore Mariani called to speak for Concerned Citizens of Western Howard County
16449 Edward Warfield Road
Woodbine, MD 21797
- d) C McCann called to speak
3710 Daisy Road
Woodbine, MD 21797
- e) Brenda Stewart called to speak
2752 Daisy Road
Woodbine, MD 21797
- f) Jen Noyes called to speak
3116 Springhouse Court
Woodbine, MD 21797
- g) Robert Pearre, called to speak
6549 Prestwick Dr
Highland, MD 20777
- h) Dave Zuchero called to speak
6874 Riverclyde Drive
Highland, MD 20777
- i) Janine Cook called to speak
8318 Gentle Brook
Laurel, MD 20723

- j) Maura Cahill called to speak
14607 Riggs Meadow Dr
Cookeville, MD 21723
- k) Thomas Meachum called to speak for Riggs Meadow
Homeowners Association
- l) Jan Luigard called to speak
14607 Riggs Meadow Dr
Cookeville, MD 21723
- m) Kevin Atticks called to speak for Maryland Wineries
Association.

The following bill and resolution were read together:

- 11) Council Bill No. 47-2010 - Amending the Adequate Public Facilities Act of Howard County and establishing procedures and policies related to revitalization within Downtown Columbia, including establishing an appropriate intersection standard for Downtown Columbia; requiring a pedestrian and bicycle level of service test for Downtown Columbia; establishing a housing unit allocation process for Downtown Columbia to conform to the Downtown Columbia Plan; defining certain terms; making certain technical corrections; and generally related to the adequate Public Facilities Act in Howard County
- 12) Council Resolution No. 97-2010 - Revising Chapter 4, Adequate Public Facilities Test Evaluation Requirements, of Volume III (Roads and Bridges) of the Design Manual in order to amend the standards and specifications relating to the adequate public facilities evaluation specific to Downtown Columbia
 - a) Marsha McLaughlin called to speak for Planning and Zoning
 - b) Ron Meliker called to speak
10146 Maxine Street
Ellicott City, MD 21042
 - c) Gregory Lowe called to speak
6230 Old Dobbin Road
Columbia, MD 21045
 - d) Elizabeth Rendon-Sherman called to speak for
Howard County Chamber
5105 Little Creek Drive

Ellicott city, MD 21043

- e) Cynthia Coyle called to speak for Columbia Association
- f) Grace Kubofcik, called to speak for League of Women Voters
- g) Sharonlee Vogel called to speak for Columbia Tomorrow
8820 Shining Oceans Way, Columbia, MD
- h) Lin Eagan called to speak
11309 Ridermark Row
Columbia, MD
- i) Mark Thompson called to speak
4250 Blue Barrow Ride
Columbia, MD
- j) Michael Harrison called to speak for Howard County
Chapter of Homebuilders Assoc.
7127 Ambassador Road
- k) Rev. Robert Turner called to speak
President African American Coalition of Howard County
11401 Barley Field Way
Marriottsville, MD 21104
- m) John Powell called to speak
8992 Buckskin Court
Columbia, MD 21045
- n) Christopher Tsien called to speak for Bicycling Advocates of
Howard County
5022 Cloudburst Hill
Columbia, MD 21044
- o) Emily Lincoln called to speak for Bring Back the Vision
10327 Wilde Lake Terrace
Columbia, MD 21044
- p) Phil Engelke called to speak
6164 Encounter Row
Columbia, MD 21044
- q) Brian Dunn called to speak
9402 Sunfall Court
Columbia, MD

- r) Grace Kubofcik called to speak for League of Woman Voters
- s) Greg Hamm called to speak for General Growth Properties

D) Adjourned at 11:34 pm

The public hearing will continue on Tuesday, July 20, 2010 at 4 pm in the Board Room of the Board of Education for the following legislation: CR98-2010, CB47-2010, CR101-2010 and CR102-2010.

Minutes
Continuation of Legislative Public Hearing
July 20, 2010

Council Members Present: Courtney Watson, Mary Kay Sigaty, Calvin Ball, Greg Fox, and Jennifer Terrasa. Dr. Ball arrived at 4:35 pm
Staff Present: Stephen LeGendre, Jeff Meyers, Theo Wimberly, and Diana Coll.

I. Meeting called to Order at 4:00 pm.

II. A. Council Resolution 98-2010 read into the record. A resolution repealing Council Resolution No. 21-1992 and declaring that certain road facilities are the constrained road facilities in Howard County.

B. Council Bill No. 47-2010, Council Resolution No. 97-2010 and Council Resolution 98-2010.

- 1. Michael Davis called to speak for New City Alliance
10232 Wilde Lake Terrace
Columbia, MD 21044
- 2. Lee Richardson called to speak for Town Center Community Association
10655 Gramercy Place
Columbia, MD 21044
- 3. Bridget Mugane called to speak for Howard County Citizens Association
9250 Red Cart Court
Columbia, MD
- 4. Christy Simon called to speak for Howard County Young Professionals Network
4870 Dorsey Hall Drive
Ellicott City, MD
- 5. Lee Wildeman called to speak

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8058 Brightwood Court
Ellicott City, MD 21043

6. Earl Armiger called to speak
11130 Homewood Road
Ellicott City, MD 21042
7. William Erskine called to speak for Business Alliance
11849 Tall Timber Drive
Clarksville, MD 21029
8. Pam Klahr called to speak
11236 Crystal Run Unit A
Columbia, MD 21044
9. Alex Hekimian called to speak
9572 Basket Ring
Columbia, MD
10. Carl Gutschick called to speak
3909 National Drive
Burtonsville, MD 20866

C. Council Resolution No. 101-2010 read into the record - A resolution adopting the Housing Unit Allocation Chart for Fiscal Year 2011 pursuant to the Adequate Public Facilities Act of Howard County.

D. Council Resolution 102-2010 read into the record - A resolution adopting the Open/Closed Chart, pursuant to the Adequate Public Facilities Act of Howard County, to designate the school regions and school districts that are open for residential development.

1. Bridget Mugane called to speak for Howard County Citizens Association to testify on CR97
2. Alex Hekimian called to speak
9572 Basket Ring Road
Columbia, MD 21045
3. Steven Sachs called to speak
10612 Hillington Road
Woodstock, MD 21153

F. Testimony on County Resolution 101 and County Resolution 102-2010.

1. Marsha McLaughlin called to speak for Planning and Zoning
2. Joel Gallihue called to speak for Howard County Public School System
3. Carl Gutschick called to speak

4. Linda Odum called to speak
10129 Hyla Brook
Columbia, MD 21044
 5. Bridget Mugane called to speak
 6. Michael Davis called to speak for New City Alliance
- G. Adjourn at 5:30 pm.